

AMENDMENTS TO LB 224

Introduced by Agriculture.

1 1. Strike sections 1 and 5 and insert the following
2 sections:

3 Section 1. Section 2-101, Revised Statutes Cumulative
4 Supplement, 2008, is amended to read:

5 2-101 (1) The Nebraska State Fair Board, formerly known
6 as the State Board of Agriculture, shall hold an annual meeting for
7 the purpose of deliberating and consulting as to the wants,
8 prospects, and conditions of the agricultural, horticultural,
9 industrial, mechanical, and other interests throughout the state,
10 as well as those interests in the encouragement and perpetuation of
11 the arts, skilled crafts, and sciences.

12 (2) The Nebraska State Fair Board may provide in its
13 constitution and bylaws for the qualification and participation
14 of delegates at the annual meeting from such associations
15 incorporated under the laws of the state for purposes of promoting
16 and furthering the interests of participants in agricultural,
17 horticultural, industrial, mechanical, or other pursuits or for the
18 encouragement and perpetuation of the arts, skilled crafts, and
19 sciences, and from such associations as provide for the training,
20 encouragement, and competition of the youth of Nebraska in such
21 endeavors. The annual meeting shall be held in every odd-numbered
22 year at the capital of the state and in every even-numbered year at
23 such location as the board determines. The chairperson of the board

1 shall also have the power to call meetings of the board whenever he
2 or she may deem it expedient. All meetings of the board shall be
3 conducted in accordance with the Open Meetings Act.

4 (3) The Nebraska State Fair shall be under the direction
5 and supervision of the Nebraska State Fair Board. The board may, at
6 its discretion, hold or dispense with the holding of the fair, in
7 any year.

8 (4) (a) It is the intent of the Legislature that no later
9 than 2010 the Nebraska State Fair be permanently located within
10 the city of Grand Island upon the site and tract of land owned
11 by the Hall County Livestock Improvement Association and known as
12 ~~Fonner Park no later than 2010-~~ and, as available and necessary,
13 upon other parcels of land adjacent to Fonner Park. The Nebraska
14 State Fair Board shall cooperate and coordinate with the Hall
15 County Livestock Improvement Association, the city of Grand Island,
16 and other appropriate entities to provide for and carry out any
17 plan of improvements to ~~Fonner Park,~~ such location, including
18 the construction of buildings, and other capital facilities,
19 the relocation of existing improvements, and other enhancements,
20 necessary to develop the site as a location suitable for conducting
21 the Nebraska State Fair. Such cooperation and coordination may
22 include financial participation in the costs of site development,
23 new construction, and other capital improvements upon ~~Fonner Park~~
24 such location and includes the execution of any agreement for site
25 governance, revenue sharing, and facility utilization between and
26 among the Nebraska State Fair Board, the Hall County Livestock
27 Improvement Association, and other appropriate entities.

1 (b) The Nebraska State Fair Board, the Department of
2 Administrative Services, and the Board of Regents of the University
3 of Nebraska shall cooperate with each other and with other
4 appropriate entities to provide for and carry out the plan to
5 relocate the Nebraska State Fair and transfer the Nebraska State
6 Fairgrounds in Lancaster County to the Board of Regents, including
7 activities by the Board of Regents to obtain due diligence surveys,
8 reports, and site assessments at the Nebraska State Fairgrounds in
9 Lancaster County and by the Nebraska State Fair Board in connection
10 with providing marketable title to the same in a form acceptable to
11 the Board of Regents.

12 Sec. 5. Section 2-113, Revised Statutes Cumulative
13 Supplement, 2008, is amended to read:

14 2-113 (1) Upon completion of the conditions specified
15 in subsection (2) of this section, the Director of Administrative
16 Services shall, on or before December 31, 2009, transfer by
17 warranty deed the site and tract of land in Lancaster County known
18 as the Nebraska State Fairgrounds, to the Board of Regents of the
19 University of Nebraska. Such transfer shall occur notwithstanding
20 sections 72-811 to 72-818 or any other provision of law.

21 (2) The transfer described in subsection (1) of this
22 section shall be contingent upon:

23 (a) Funds for the purpose of carrying out subsection
24 (4) of section 2-101 having been provided by or on behalf of the
25 University of Nebraska in a total amount of no less than twenty-one
26 million five hundred thousand dollars in cash or legally binding
27 commitments. Such funds may be provided over time, but they shall

1 in cumulative increments equal at least seven million five hundred
2 thousand dollars by October 1, 2008, fourteen million five hundred
3 thousand dollars by February 1, 2009, and twenty-one million five
4 hundred thousand dollars by July 1, 2009;

5 (b) The University of Nebraska providing a master plan
6 and business plan to carry out the master plan for the Innovation
7 Campus to the Department of Administrative Services and to the
8 Clerk of the Legislature on or before December 1, 2009, and
9 a commitment to provide on or before December 1 of each year
10 thereafter an annual update of the master plan and business plan to
11 the Clerk of the Legislature; and

12 (c) Funds for the purpose of carrying out subsection
13 (4) of section 2-101 having been provided by or on behalf of the
14 city of Grand Island in a total amount of no less than eight
15 million five hundred thousand dollars in cash or legally binding
16 commitments. Such funds may be provided over time, but they shall
17 in cumulative increments equal at least three million dollars by
18 October 1, 2008, six million dollars by February 1, 2009, and eight
19 million five hundred thousand dollars by July 1, 2009.

20 (3) The University of Nebraska and the city of
21 Grand Island shall provide certification to the Department of
22 Administrative Services on October 1, 2008, February 1, 2009, and
23 July 1, 2009, of all funds provided to carry out subsection (4) of
24 section 2-101. All amounts as certified in subdivisions (2)(a) and
25 (c) of this section shall be held and expended as determined by
26 agreement between the Hall County Livestock Improvement Association
27 and the Nebraska State Fair Board.

1 (4) (a) The Nebraska State Fair shall be relocated to
2 the city of Grand Island pursuant to subsection (4) of section
3 2-101 contingent upon completion of the conditions specified in
4 ~~subsection (2)~~ subdivisions (2) (a) and (c) of this section.

5 (b) The Nebraska State Fair Board shall be responsible
6 for any remaining costs associated with site improvements for
7 relocating the Nebraska State Fair, not to exceed seven million
8 dollars.

9 (c) On or before December 31, 2009, the Nebraska
10 State Fair Board shall provide written release or other written
11 instrument acceptable to the State Building Administrator in
12 consultation with the President of the University of Nebraska
13 in connection with the transfer of the Nebraska State Fairgrounds
14 to the Board of Regents.

15 Sec. 11. Since an emergency exists, this act takes effect
16 when passed and approved according to law.

17 2. On page 7, line 18, strike "(2) An", show the old
18 matter as stricken, and insert "(2) (a) Except as provided in
19 subdivision (2) (b) of this section, an"; in line 23 after the
20 period insert "This subdivision includes each race meeting held
21 after January 1, 2010, within the licensed racetrack enclosure
22 located in Lancaster County where the Nebraska State Fair was held
23 prior to 2010; and

24 (b) For race meetings conducted at the location where
25 the Nebraska State Fair is held, an amount equal to two and
26 one-half percent of the first taxable seventy million dollars at
27 each race meeting shall be retained by the licensee for the purpose

1 of maintenance of the premises within the licensed racetrack
2 enclosure and maintenance of other buildings, streets, utilities,
3 and existing improvements at the location where the Nebraska State
4 Fair is held. Such amount shall be a credit against the tax levied
5 in subsection (1) of this section."

6 3. On page 8, line 12, strike "section 2-103" and insert
7 "sections 2-101 and 2-113".